

**401 KAR 50:065. Conformity of general federal actions.**

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET  
Department for Environmental Protection  
Division for Air Quality

RELATES TO: KRS 224.10-100, 224.20-100, 224.20-110; 42 U.S.C. 7401 to 7671p;  
40 CFR 51.850 to 51.860

STATUTORY AUTHORITY: KRS 224.10-100, 224.20-100, 224.20-110; 42 U.S.C.  
7506(c); 40 CFR 51.850 to 51.860

NECESSITY AND FUNCTION: KRS 224.10-100 requires the Natural Resources and Environmental Protection Cabinet to prescribe regulations for the prevention, abatement, and control of air pollution. The federal regulation incorporated by reference in this administrative regulation provides for determining the conformity of general federal actions to the State Implementation Plan (SIP). 40 CFR 51.850 to 51.860 require that the applicable federal agencies implement the conformity determination in consultation with agencies of the Commonwealth of Kentucky.

**Section 1. Definitions.** As used in 40 CFR 51.850 to 51.860, the following terms shall be defined as provided in this section.

- (1) "Local air quality agency" means an air pollution control district created pursuant to KRS Chapters 77 and 224.
- (2) "State air quality agency" means the Natural Resources and Environmental Protection Cabinet.

**Section 2.**

- (1) 40 CFR 51.850 to 51.860, (40 CFR 51, Subpart W), Determining Conformity of General Federal Actions to State or Federal Implementation Plans, as published in the *Federal Register*, 58 FR 63247, November 30, 1993, is incorporated by reference.
- (2) The material incorporated by reference may be obtained, inspected, or copied at the following offices of the Division for Air Quality, Monday through Friday, 8:00 a.m. to 4:30 p.m.:
  - (a) The Division for Air Quality, 803 Schenkel Lane, Frankfort, Kentucky, 40601-1403, (502) 573-3382;
  - (b) Ashland Regional Office, 3700 Thirteenth Street, Ashland, Kentucky, 41105-1507, (606) 920-2067;
  - (c) Bowling Green Regional Office, 1508 Westen Avenue, Bowling Green, Kentucky, 42104, (502) 746-7475;
  - (d) Florence Regional Office, 7964 Kentucky Drive, Suite 8, Florence, Kentucky, 41042, (606) 292-6411;
  - (e) Hazard Regional Office, 233 Birch Street, Hazard, Kentucky, 41701, (606) 439-2391;
  - (f) London Regional Office, 85 State Police Road, Regional State Office Building, Room 345, London, Kentucky, 40741-9008, (606) 878-0157;
  - (g) Owensboro Regional Office, 3032 Alvey Park Drive W., Suite 700, Owensboro, Kentucky, 42303, (502) 686-3304; and
  - (h) Paducah Regional Office, 4500 Clarks River Road, Paducah, Kentucky, 42003, (502) 898-8468.

- (3) Copies of the Code of Federal Regulations (CFR) are available for sale from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

Effective date: October 11, 1995

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